

Message Text

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TO USMISSION GENEVA

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FOLLOWING REPEAT STATE 241918 SENT LONDON MEXICO MOSCOW PARIS
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QUOTE

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E.O. 11652: N/A

TAGS: SNAR

SUBJECT: SURVEY OF CANNABIS CONTROLS

1. A RULE MAKING PETITION IS PENDING WITH THE DRUG
ENFORCEMENT ADMINISTRATION SUBMITTED BY THE NATIONAL
ORGANIZATION FOR THE REFORM OF MARIHUANA LAWS, REQUESTING
THAT THE RESPONDENT REMOVE MARIHUANA FROM THE CONTROL OF
THE COMPREHENSIVE DRUG ABUSE PREVENTION AND CONTROL ACT
OF 1970, OR IN THE ALTERNATIVE TRANSFER MARIHUANA TO THE
LOWEST LEVEL OF CONTROL OF THE ACT (SCHEDULE V).

2. IN RESOLVING THE ISSUE OF CORRECTNESS OF PLACING
AND RETAINING MARIHUANA IN THE SCHEDULE CARRYING THE
HIGHEST DEGREE OF CONTROL (SCHEDULE I), DEA ATTORNEYS ARE
CONSIDERING WHETHER THE PRESENT US CONTROL OF MARIHUANA IS
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CONSISTENT WITH US OBLIGATIONS UNDER THE SINGLE CONVENTION

ON NARCOTIC DRUGS, 1961, OR WHETHER THE TREATY PERMITS SOME LESSER CONTROL UNDER THE ACT, OR REMOVAL FROM ALL CONTROL OF THE ACT. ALSO, DEA ATTORNEYS ARE CONSIDERING FINDINGS THAT WILL SHARPEN AND CLARIFY THE ISSUE OF WHAT EXTENT THE LEAVES OF THE MARIHUANA PLANT ARE SUBJECT TO CONTROL UNDER US TREATY OBLIGATIONS.

3. IT IS DEEMED APPROPRIATE BY DEA ATTORNEYS THAT THEY HAVE THE BENEFIT OF COMPARISON OF US CONTROLS ON CANNABIS WITH FIVE MAJOR COUNTRIES REPRESENTING THE OFFICIAL LANGUAGES OF THE SINGLE CONVENTION, I.E., ENGLISH, FRENCH, SPANISH, RUSSIAN AND CHINESE. ACCORDINGLY, THE RESPONSIBLE MISSIONS ARE REQUESTED TO DETERMINE AND TRANSMIT THE ANSWERS TO THE FOLLOWING QUESTIONS:

(A) HOW IS CANNABIS DEFINED UNDER THE APPLICABLE CONTROL LAW OF THE COUNTRY?

(B) ARE THE LEAVES OF THE CANNABIS PLANT INCLUDED OR EXCLUDED IN THE DEFINITION OF CANNABIS?

(C) IF EXCLUDED FROM THE DEFINITION OF CANNABIS, WHAT CONTROL MEASURES ARE APPLIED TO THE LEAVES?

(D) GIVE SUMMARY OF GENERAL CONTROL MEASURES ON CANNABIS, INCLUDING WHETHER ITS USE IN ALL FORMS IS RESTRICTED TO RESEARCH; WHETHER PRODUCERS AND DISTRIBUTORS MUST BE LICENSED; WHETHER CULTIVATION, PRODUCTION AND MANUFACTURE OF CANNABIS, ITS LEAVES AND PRODUCTS ARE LIMITED BY LICENSE; WHETHER RECORDS MUST BE MAINTAINED BY CULTIVATORS, PRODUCERS, MANUFACTURERS, DEALERS AND OTHER LICENSEES; WHETHER UNLAWFUL POSSESSION OF CANNABIS AND CANNABIS LEAVES ARE PUNISHABLE OFFENSES; WHETHER UNLAWFUL POSSESSION SUBJECTS CANNABIS AND CANNABIS LEAVES TO CONFISCATION AND FORFEITURE; AND WHETHER CANNABIS AND CANNABIS LEAVES ARE SUBJECT TO A SPECIAL IMPORTATION AND EXPORTATION PERMIT SYSTEM.

4. PLEASE PROVIDE THE INFORMATION AS SOON AS POSSIBLE. DEA BELIEVES THE INFORMATION WILL BE REQUIRED THE FIRST LIMITED OFFICIAL USE

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PART OF DECEMBER, 1974. INGERSOLL UNQUOTE INGERSOLL

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